

ASSIGNED

53076

AMENDED

Serial No.

**APPLICATION FOR PERMISSION TO CHANGE POINT OF DIVERSION, MANNER
OF USE AND PLACE OF USE OF THE PUBLIC WATERS OF THE
STATE OF NEVADA HERETOFORE APPROPRIATED**

Date of filing in State Engineer's Office

MAR 31 1989

Returned to applicant for correction

MAY 01 1989

Corrected application filed

MAY 26 1989

Map filed

MAY 26 1989

The applicant Michael G. and Patricia A. Brown, Husband and Wife
as Joint Tenants.

3345 White Pine Dr.

of Carson City

Street and No. or P.O. Box No.

City or Town

Nevada 89704

State and Zip Code No.

hereby make application for permission to change the

point of diversion and place of use of a portion

Point of diversion, manner of use, and/or place of use

of water heretofore appropriated under Serial No. 52916.

(Identify existing right by Permit, Certificate, Proof or Claim Nos. If Decreed, give title of Decree and

Identify right in Decree.)

1. The source of water is underground.
Name of stream, lake, underground spring or other source.
2. The amount of water to be changed .00558 cfs not to exceed 4.04 acre feet annually.
Second feet, acre feet. One second foot equals 448.83 gallons per minute.
3. The water to be used for irrigation and domestic.
Irrigation, power, mining, industrial, etc. If for stock state number and kind of animals.
4. The water heretofore permitted for irrigation and domestic.
Irrigation, power, mining, industrial, etc. If for stock state number and kind of animals.
5. The water is to be diverted at the following point :Within the SW 1/4 NE 1/4 of Section 6,
Describe as being within a 40-acre subdivision of public survey and by course and
T16N, R20E, MDM at a point from which the northeast corner of said
distance to a section corner. If on unsurveyed land, it should be stated.
Section 6 bears N 40°41'17" E a distance of 2880.16'.
6. The existing permitted point of diversion is located within the NE 1/4 NE 1/4 of Section 17,
If point of diversion is not changed, do not answer.
T16N, R20E, MDM at a point from which the northeast corner of said
Section 17 bears N 79°10'37" E at a distance of 346.16 feet. (Serial
No. 52916)
7. Proposed place of use approximately 2.0 acres within the SW 1/4 NE 1/4, Section
Describe by legal subdivisions. If for irrigation state number of acres to be irrigated.
6, T16N, R20E, MDM. Approximately 1.01 acres will be irrigated.
irrigation.
8. Existing place of use approximately 2.5 acres within the NE 1/4 NE 1/4 of Section
Describe by legal subdivisions. If permit is for irrigation, state number of acres irrigated. If changing place of use and/or
17, T16N, R20E, MDM. 1.01 acres will be removed from irrigation.
manner of use of irrigation permit, describe acreage to be removed from irrigation.
9. Use will be from January 1 to December 31 of each year.
Month and Day Month and Day
10. Use was permitted from January 1 to December 31 of each year.
Month and Day Month and Day
11. Description of proposed works. (Under the provisions of NRS 535.010 you may be required to submit plans and
specifications of your diversion or storage works.) Well, pump and motor, pipeline to
State manner in which water is to be diverted, i.e. diversion structure, ditches,
residence and irrigation pipeline.
pipes and flumes, or drilled well, etc.
12. Estimated cost of works \$2,000
13. Estimated time required to construct works six months.

14. Estimated time required to complete the application of water to beneficial use two years.

15. Remarks: For use other than irrigation or stock watering, state number and type of units to be served or annual consumptive use.

See attachment for additional, supplementary information.

/s/ Theodore W. Kolbe
By 402B N. Curry
Carson City, Nv 89703

Compared kh/ se bp/se

Protested _____

APPROVAL OF STATE ENGINEER

This is to certify that I have examined the foregoing application, and do hereby grant the same, subject to the following limitations and conditions:

This permit to change the point of diversion and place of use of the waters of an underground source as heretofore granted under Permit 52916 is issued subject to the terms and conditions imposed in said Permit 52916 and with the understanding that no other rights on the source will be affected by the change proposed herein. The well shall be equipped with a 2-inch opening and a totalizing meter must be installed and maintained in the discharge pipeline near the point of diversion and accurate measurements must be kept of water placed to beneficial use. The totalizing meter must be installed before any use of the water begins or before the proof of completion of work is filed. If the well is flowing, a valve must be installed and maintained to prevent waste. This source is located within an area designated by the State Engineer pursuant to NRS 534.030. The State retains the right to regulate the use of the water herein granted at any and all times.

This Permit does not extend the permittee the right of ingress and egress on public, private or corporate lands.

The issuance of this permit does not waive the requirements that the permit holder obtain other permits from State, Federal and local agencies.

The intent of this permit is to have 2.02 acre feet for each residence on the place of use described in the proposed place of use.

The amount of water to be changed shall be limited to the amount which can be applied to beneficial use, and not

to exceed 0.00558 cubic feet per second, but not to exceed

4.04 acre-feet annually

Work must be prosecuted with reasonable diligence and be completed on or before February 7, 1990

Proof of completion of work shall be filed before March 7, 1990

Application of water to beneficial use shall be made on or before September 15, 1990

Proof of the application of water to beneficial use shall be filed on or before October 15, 1990

Map in support of proof of beneficial use shall be filed on or before N/A

Completion of work filed MAR 28 1990 IN TESTIMONY WHEREOF, I PETER G. MORROS

Proof of beneficial use filed DEC 13 1990 State Engineer of Nevada, have hereunto set my hand and the seal of

my office, this 7th day of September

Cultural map filed _____

Certificate No. 12736 Issued MAR 15 1991

A.D. 19 89

2407 (Rev. 6-81)

State Engineer

Abrogated By Per 55464 0.00279555

Attachment: Supplementary Information

1. For chain of title see attached certified copy of quit claim deed transferring ownership of a portion of water heretofore appropriated under Permit No. 42883 from Annemarie Soetje to Michael G. and Patricia A. Brown. Also see Application No. 52916 for chain of title from original permittee to Annemarie Soetje.

2. Permit No. 42883 provides for appropriation of 640 acre feet of water for irrigation and domestic use. Ten acre feet of the total appropriation are owned by Annemarie Soetje. Application No. 52916 has been previously initiated by Annemarie Soetje to change the point of diversion for the 10.0 acre feet which she owns. Annemarie Soetje has quit claimed 4.04 acre feet of the water affected by Application No. 52916 to Michael G. and Patricia A. Brown. This application proposes to change the point of diversion and place of use for the 4.04 acre feet obtained by Mr. and Mrs. Brown from Annemarie Soetje.

3. Michael G. and Patricia A. Brown propose to use the 4.04 acre feet for domestic use in two residences and irrigation of approximately 1.5 acres appurtenant to the two residences. Total use will be limited to 4.04 acre feet annually.

